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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

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11 DCD PARTNERS, LLC, et al.,
12 Plaintiffs,
13 v.
14 TRANSAMERICA LIFE
15 INSURANCE COMPANY, a
corporation, et al.,
16 Defendants.

Case No. 2:15-cv-03238-CAS-(AJWx)
**PROTECTIVE ORDER
REGARDING DISCLOSURE OF
PRIVILEGED INFORMATION**

Pretrial Conference: August 14, 2017
Trial: August 29, 2017
Complaint Filed: March 18, 2015

1 By Order dated February 17, 2017, the Court ordered the Parties to engage in
2 certain discovery related to the Defendant's litigation hold in this action (*see* Dkt.
3 Nos. 181, 192) (the "Litigation Hold Discovery"). The Litigation Hold Discovery
4 to date has included requests for production, interrogatories and a deposition notice
5 directed to Defendant Transamerica Life Insurance Company ("Transamerica").
6 Some of the Litigation Hold Discovery may include information, testimony and/or
7 documents that are subject to Transamerica's attorney-client privilege and/or other
8 privileges and/or the work product doctrine held by Transamerica and/or its outside
9 counsel, including Morrison & Foerster, LLP (collectively "Privileged
10 Information"). Accordingly, the parties have entered into a stipulation regarding
11 protections associated with the disclosure of Privileged Information in connection
12 with the Litigation Hold Discovery.

13 Finding good cause exists, the Court ORDERS the following:

14 1. No disclosure of any Privileged Information by Transamerica or its outside
15 counsel, including Morrison & Foerster, LLP, in connection with or response to any
16 Litigation Hold Discovery in this action shall constitute, be deemed or be argued to
17 be a waiver of the attorney-client or any other privileges, and/or the work product
18 doctrine, beyond what Transamerica intentionally discloses in the Litigation Hold
19 Discovery; and

20 2. No disclosure of any Privileged Information or any other internal
21 information, testimony or documents by Morrison & Foerster, LLP in connection
22 with or response to any Litigation Hold Discovery shall constitute, be deemed or be
23 argued to be a waiver of any Transamerica attorney client or other privileges,
24 and/or the work product doctrine, or of any privileges and/or the work product
25 doctrine held by Morrison & Foerster, LLP or its attorneys, beyond what Morrison
26 & Foerster, LLP intentionally discloses in the Litigation Hold Discovery; and

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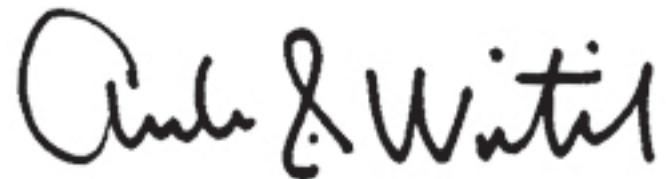
1 3. This Order shall apply to all Litigation Hold Discovery in this action,
2 including but not limited to such discovery that has already been served or noticed,
3 and including but not limited to discovery directed to Transamerica and to Morrison
4 & Foerster, LLP; and

5 4. Nothing in this Order precludes or limits Plaintiffs from otherwise
6 challenging any designation by Transamerica of any information, testimony or
7 documents as attorney client privileged or otherwise Confidential; and

8 5. Nothing in this Order precludes any Party from objecting to the relevance
9 or admissibility of any Confidential Information at any hearing, trial or otherwise.

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11 **IT IS SO ORDERED.**

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13 Dated: April 25, 2017



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15 Magistrate Judge Andrew J. Wistrich

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